IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE Mr. JUSTICE C.V.RAMULU

WRIT PETITION No. 24016 of 1996

Between:

1 G.V. Prasad, S/o. Lakshmana Rao,
Nuzvid, Krishna Dist.
2 N. Ramanath, S/o. Sathagopalacharyulu,
Nuzvid, Krishna District.
3 M. Satyanarayana, S/o. Masthanaiah,
Nuzvid, Krishna District.

..... PETITIONERS

AND

1 Government of Andhra Pradesh,

Rep. by its Prinicpal Secretary, Education (Higher

Education) Department,
Secretariat Buildings, Hyderabad.
2 Commissioner of Collegiate Education, Andhra Pradesh,
Nampally, Hyderabad.
3 Regional Joint Director of Higher Education,
Rajahmundry, East Godavari District.
4 Dharma Apparao College, rep.by its Correspondent.
Nuzvid, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, especially in the nature of a Writ of Mandamus declaring that the impugned Order L.Dis.No. 963/PC I.1/96-2, dt. 4-9-1996 of the Commissioner of Collegiate Education, Andhra Pradesh, Hyderabad is illegal, *mala fide* and invalid, and directing the respondents to regularise their

service w.e.f. 16.4.1990 and pay the salary and other allowance due to them on par with the regular aided employees from 16-4-1990 onwards and admit them to grant-in-aid and release the grant, and pass such other and further orders to meet the ends of justice.

Counsel for the Petitioner: Mr.K.HARINATH

Counsel for Respondents 1 to 3: GP FOR HIGHER EDUCATION

Counsel for Respondent No.4 :

The Court made the following :

O R D E R:

The facts in this writ petition and in W.P.No.23783 of 1996, which is just now disposed of, are identical. So also, the prayer sought for in both the writ petitions is one and the same.

Hence, following the Judgment in W.P.No.23783 of 1996, dated 17-3-2005, the impugned orders are set aside. The respondents are directed to consider the case of the petitioners for regularization of their services after calling for the records from the management of the College as well as calling upon the petitioners to furnish the documents evidencing the services rendered by them with the College, in this regard, by issuing personal notice and also hearing them, if necessary. This exercise shall be done by the respondents within a period of three months from the date of receipt of a copy of this order and communicate the decision taken to the petitioners.

Accordingly, this writ petition is disposed of. No order as to costs.

17-3-2005

prk

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Principal Secretary, Education

(Higher Education) Department, Government of Andhra Pradesh,

Secretariat Buildings, Hyderabad.

2 Commissioner of Collegiate Education, Andhra Pradesh,
Nampally, Hyderabad.

3 Regional Joint Director of Higher Education,
Rajahmundry, East Godavari District.

4 Dharma Apparao College, Rep. by its Correspondent.
Nuzvid, Krishna District,

5 2 CCs to Govt.Pleader for Higher Education, High Court

Buildings, Hyderabad (OUT)

6 2 CD copies